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**To:** Examiner Brett Nelson  
USPTO

**Facsimile:** 703-308-4426  
**Phone:** 703-306-3219

**From:** Paul S. Naik

**Date:** January 3, 2001

We are transmitting a total of **18** pages (including this page).  
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**Comments:****REFAX PER YOUR REQUEST**

Re: U.S. Serial No.: 09/202,035  
Attorney Docket No.: 415852000100  
Filing Date: December 17, 1998  
Inventor: Jeffrey John GORMAN  
Title: VIRAL PEPTIDES WITH STRUCTURAL HOMOLOGY TO PROTEIN G OF RESPIRATORY SYNCYTIAL VIRUS

## Papers enclosed herewith:

1. Transmittal Form- 1 page
2. Patent Application Fee Determination Record - 1 page
3. Fee Transmittal For FY 2001, plus duplicate copy - 2 pages
4. Preliminary Amendment including attachment listing claims presently under examination - 12 pages
5. Certificate of Limited Recognition Under 37 C.F.R. §10.9(b) - 1 page

PTO/SB/21 (08-00)

Approved for use through 10/31/02. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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# TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number Of Pages In This Submission

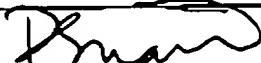
17

Application Number	09/202,035
Filing Date	December 17, 1998
First Named Inventor	Jeffrey John Gorman
Group Art Unit	1648
Examiner Name	B. Nelson
Total Number Of Pages In This Submission	17
Attorney Docket No.	415852000100

## ENCLOSURES (check all that apply)

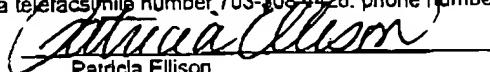
<input checked="" type="checkbox"/> Fee Transmittal Form, & duplicate copy	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Preliminary Amendment	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declarations	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation	<input type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Change of Correspondence Address	1. Patent Application Fee Determination Record
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Terminal Disclaimer	2. Certificate of Limited Recognition Under 37 C.F.R. §10.9b
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Remarks	

## SIGNATURE OF APPLICANT, ATTORNEY OR AGENT

Firm or Individual Name	Morrison & Foerster LLP 755 Page Mill Road, Palo Alto, California 94304  Paul S. Naik (Limited Recognition Under 37 C.F.R. §10.9(b), copy of certificate attached)
Signature	
Date	January 2, 2001

## CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office on January 2, 2001, to the attention of Examiner Brett Nelson via teletelphone number 703-208-4426, phone number 703-306-3219.



Patricia Ellison

Burden Hours Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

PTO/SB/06 (08/00)

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PATENT APPLICATION FEE DETERMINATION RECORD				Application or Docket Number  415852000100
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CLAIMS AS AMENDED - In Response Filed November 21, 2000  
(Column 1) (Column 2) (Column 3)

AMENDMENT A	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
	Total (37 CFR 1.16(c))	50	Minus	39 =11
Independent (37 CFR 1.16(b))	2	Minus	3	=0
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))				

SMALL ENTITY OR OTHER THAN  
SMALL ENTITY

	RATE	ADDI- TIONAL FEE		RATE	ADDI- TIONAL FEE
OR	x\$9.00	\$99.00	OR	\$18.00	\$*
OR	x\$40.00	\$0.00	OR	\$80.00	\$*
OR	+\$135.00	\$0.00	OR	+\$270.00	\$*
TOTAL ADDIT. FEE		\$99.00	TOTAL ADDIT. FEE		\$*
OR			OR		

(Column 1) (Column 2) (Column 3)

AMENDMENT B	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
	Total (37 CFR 1.16(c))	250	Minus	50 =200
Independent (37 CFR 1.16(b))	2	Minus	3	=0
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))				

	RATE	ADDI- TIONAL FEE		RATE	ADDI- TIONAL FEE
OR	x\$9.00	\$1,800.00	OR	\$18.00	\$*
OR	x\$40.00	\$0.00	OR	\$80.00	\$*
OR	+\$135.00	\$0.00	OR	+\$270.00	\$*
TOTAL ADDIT. FEE		\$1,800.00	TOTAL ADDIT. FEE		\$*
OR			OR		

(Column 1) (Column 2) (Column 3)

AMENDMENT C	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
	Total (37 CFR 1.16(c))	Minus		=*
Independent (37 CFR 1.16(b))	Minus			=*
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))				

	RATE	ADDI- TIONAL FEE		RATE	ADDI- TIONAL FEE
OR	x\$9.00	\$*	OR	\$18.00	\$*
OR	x\$40.00	\$*	OR	\$80.00	\$*
OR	+\$135.00	\$*	OR	+\$270.00	\$*
TOTAL ADDIT. FEE		\$*	TOTAL ADDIT. FEE		\$*
OR			OR		

\* If the entry in column 1 is less than the entry in column 2, write "0" in column 3.

\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20".

\*\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3".

The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.

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PTO/SB/17 (09-00)  
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# FEE TRANSMITTAL FOR FY 2001

*Patent fees are subject to annual revision.*

**TOTAL AMOUNT OF PAYMENT**
**(\$1,800.00)**

Complete if Known	
Application Number	08/262,035
Filing Date	December 17, 1998
First Named Inventor	Jeffrey John GORMAN
Examiner Name	B. Nelson
Group Art Unit	1648

**Attorney Docket No.** 415852000100

**METHOD OF PAYMENT**

1.  The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number **03-1952**

Deposit Account Name **Morrison & Foerster LLP**

Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17

Applicant claims small entity status. See 37 CFR 1.27

2.  Payment Enclosed:

Check  Credit Card  Money Order  Other

**FEE CALCULATION (continued)**
**3. ADDITIONAL FEES**

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
105	130	205	65	Surcharge - late filing fee or oath	
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for ex parte reexamination	
112	820*	112	820*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	390	216	195	Extension for reply within second month	
117	890	217	445	Extension for reply within third month	
118	1,390	218	695	Extension for reply within fourth month	
128	1,890	228	945	Extension for reply within fifth month	
110	310	219	155	Notice of Appeal	
120	310	220	155	Filing a brief in support of an appeal	
121	270	221	135	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,240	241	620	Petition to revive - unintentional	

**SUBTOTAL (1) (\$0)**
**2. EXTRA CLAIM FEES**

Total Claims	-50-	Extra Claims	Fee from below	Fee Paid
250	-50-	200	x 8	= \$1,600
Independent Claims	2	+3=	0 x	= \$0

**Multiple Dependent**

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
103	18	203	9	Claims in excess of 20	
102	60	202	40	Independent claims in excess of 3	

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
104	270	204	135	Multiple dependent claims, if not paid	
109	60	206	40	Reissue independent claims over original patent	

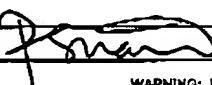
Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
110	18	210	9	Reissue claims in excess of 20 and over original patent	

**SUBTOTAL (2) (\$1,800.00)**

\* or number previously paid, if greater; For reissues, see above.

Reduced by Basic Filing Fee Paid	<b>SUBTOTAL (3) (\$0.00)</b>
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**SUBMITTED BY**

Name (Print/Type)	Paul S. Nalk	Registration No. (Attorney/Agent)	Limited Recognition Under 37 C.F.R. §10.8(a) (copy of certificate attached)	Telephone	(650) 813-5704
Signature					
Date	January 2, 2001				

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